

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  Robert Akita et al.  Serial No.: 09/825,584  Filed: April 4, 2001  For: ISOLATED NUCLEIC ACIDS, VECTORS AND HOST CELLS ENCODING ErbB3 ANTIBODIES (AS AMENDED)	Group Art Unit: 1643  Examiner: Yaen, Christopher H.  Confirmation No: 3718  Customer No: 09157
<b>FILED ELECTRONICALLY ON NOVEMBER 1, 2006</b>	

AMENDMENT UNDER 37 C.F.R. §1.116

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This document is responsive to the Final Office Action mailed July 26, 2006 (Paper No. 20060712) for which a three-month period for response was given making the response due October 26, 2006. This response is timely filed with fees for a One-Month Extension of Time to include November 26, 2006. Also enclosed herewith is a Notice of Appeal and the fee therefor. Claim amendments are made merely to advance prosecution and allowance of the claims or to narrow the scope of issues on appeal should an appeal become necessary. Entry of the amendments is respectfully requested. In view of the discussion provided, reconsideration and allowance are respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 3 of this paper.